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9 Attorneys for Plaintiff
10 JAMES RICHARDSON

11 UNITED STATES DISTRICT COURT

12 DISTRICT OF NEVADA

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15 JAMES RICHARDSON,

16 Plaintiff,

Case No. 3:22-cv-00265-MMD-CSD

17 vs.

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19 GERALD ROSE, DOES 1 through 10,

20 Defendants.

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**STIPULATION AND PROPOSED ORDER
FOR EXTENSION OF TIME TO FILE
OPPOSITION TO MOTION TO DISMISS
(Second Request)**

25 Plaintiff, James Richardson and Defendant Gerald W. Rose hereby file this Second
26 Stipulation extending Plaintiff's time to file an opposition to Defendant's Motion to
27 Dismiss, and extending Defendant's time to file the Reply to Plaintiff's Opposition.

28 WHEREAS, on June 13, 2022, Defendant filed a Notice of Removal of Second Judicial

1 District Court for Washoe County, Nevada, Case No. CV22-00862;

2 WHEREAS, on June 23, 2022, Defendant Rose filed a Motion to Dismiss Complaint
3 for Defamation (the “Motion to Dismiss”) [DKT. # 5];

4 WHEREAS, on or about July 7, 2022, this Court approved the Parties’ first Joint
5 Stipulation extending the deadline for the filing of pleadings regarding the Motion to
6 Dismiss. [Dkt. # 9]. That Motion pivoted upon Plaintiff’s desire to secure legal counsel for
7 purposes of, *inter alia*, responding to the Motion to Dismiss. [Dkt. # 8]. Therefore, the
8 current deadlines for the filing of pleadings regarding the Motion to Dismiss are as follows:

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10 **Plaintiff’s Opposition:** Original Due Date July 7, 2022

11 Extended Due Date: August 8, 2022

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13 **Defendant’s Reply:** Original Due Date July 14, 2022

14 Extended Due Date: September 14, 2022

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16 WHEREAS, on August 2, 2022, this Court entered an Order granting the *Pro Hac Vice*
17 admission of Richard Carnell Baker, Esq. (District of Columbia/Virginia State Bars), to serve
18 as co-counsel for Plaintiff, along with Christopher Rusby, Esq., a member of the Bar of this
19 Court serving as local counsel;

20 WHEREAS, Counsel for Plaintiff and the Defendant have entered into this
21 Stipulation to permit Plaintiff a second time extension to file his Opposition to the Motion
22 to Dismiss, and Defendant a corresponding or resultant extension to file his Reply. This
23 Stipulation is based upon Plaintiff’s counsel’s need for a brief opportunity to assess this
24 matter and file Plaintiff’s Opposition to the Motion to Dismiss. Plaintiff is thus requesting
25 an additional seven (7) days, i.e., from August 8, 2022 to until and including August 15,
26 2022 to file his Opposition. Correspondingly, the Defendant’s time to file his Reply will be
27 extended from September 14, 2022 to until and including September 21, 2022.

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1 IT IS HEREBY STIPULATED by and between the parties that Plaintiff will have until
2 and including August 15, 2022 to file his Opposition to the Motion to Dismiss; and
3 Defendant will have to until and including September 21, 2022 to file its Reply to Plaintiff's
4 Opposition.

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6 Dated: August 5, 2022

7 /s/Richard Carnell Baker

8 Richard Carnell Baker (*Pro Hac Vice*)
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12 Office: 202/775.0050 Fax: 202/204/5784 Email:richardcbaker@aol.com;
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14 Counsel for Plaintiff, James Richardson

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19 Local Counsel for Plaintiff, James Richardson

20 Dated: August 5, 2022

21 JAMES M. FRIERSON
22 United States Attorney
23 District of Nevada

24 By: /s/ Holly A. Vance

25 HOLLY A. VANCE
26 Assistant United States Attorney
27 400 S. Virginia Street, Suite 900
28 Reno, NV 89501
29 Office: 775-784-5438 Email: Holly.A.Vance@usdoj.gov

30 [PROPOSED ORDER ON FOLLOWING PAGE]

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ORDER

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Good cause appearing therefor, IT IS HEREBY ORDERED that Plaintiff, James Richardson, will have up to and including August 15, 2022 to file his Opposition to the Motion to Dismiss; and, Defendant will have up to and including September 21, 2022 to file his Reply to Plaintiff's Opposition.

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9 DATED: August 8, 2022

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UNITED STATES DISTRICT JUDGE

CERTIFICATE OF SERVICE

Pursuant to FRCP 5(b), I certify that I am an employee of Rusby Law, PLLC and that on this date, I filed the within document through the CM/ECF system with the United States District Court, who will send notice to the following:

HOLLY A. VANCE
Assistant United States Attorney
400 S. Virginia Street, Suite 900
Reno, NV 89501
Attorney for Defendant

Dated: August 6, 2022.

/s/ Christopher Rusby